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February 27, 2004

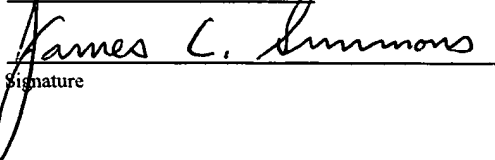
"Express mail" mailing label

number ER990650390US

Date of Deposit Feb. 27, 2004

I hereby certify that this application is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

James C. Simmons


Signature

MS Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed for filing is the non-provisional patent application of Richard C. Kirby for IMPROVED SOUND QUALITY BOX CALL. The Declaration and filing fee (\$385 -- no excess claims, Applicant claims small entity status) are to be provided at a later date.

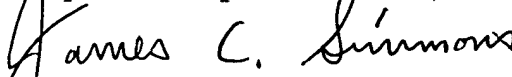
Also enclosed is a Nonpublication Request under 35 USC 122(b) (2) (B) (i).

This application is a CIP of serial no. 10/768,876, filed January 30, 2004.

Information Disclosure Statement

In order to insure compliance with Applicant's duty of disclosure, enclosed is form 1449. U.S. patent 6,168,493 listed thereon is discussed on the first page of the application.

Respectfully submitted,



James C. Simmons
Reg. no. 28,474

Enclosures

**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

Richard C. Kirby

Title

IMPROVED SOUND QUALITY
BOX CALL

Attorney Docket Number

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

February 27, 2004
Date

James C. Simmons
Signature

716-622-7702
Telephone number

JAMES C. SIMMONS
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.